



Rep. Michael K. Smith

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LRB095 00796 CMK 34872 a

1 AMENDMENT TO HOUSE BILL 2106

2 AMENDMENT NO. _____. Amend House Bill 2106 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Renewable Fuels Development
5 Program Act is amended by changing Sections 15, 20, and 25 and
6 by adding Sections 15.1, 15.2, and 15.3 as follows:

7 (20 ILCS 689/15)

8 Sec. 15. Illinois Renewable Fuels Development Program.

9 (a) The Department must develop and administer the Illinois
10 Renewable Fuels Development Program to assist in the
11 construction, modification, alteration, or retrofitting of
12 renewable fuel plants in Illinois. The recipient of a grant
13 under this Section must:

14 (1) be constructing, modifying, altering, or
15 retrofitting a plant in the State of Illinois;

16 (2) be constructing, modifying, altering, or

1 retrofitting a plant that has annual production capacity of
2 no less than 30,000,000 gallons of renewable fuel per year;
3 and

4 (3) enter into a project labor agreement as prescribed
5 by Section 25 of this Act.

6 (b) Grant applications must be made on forms provided by
7 and in accordance with procedures established by the
8 Department.

9 (c) The Department must give preference to applicants that
10 use Illinois agricultural products in the production of
11 renewable fuel at the plant for which the grant is being
12 requested.

13 (d) Facilities that produce ethanol for gasohol or majority
14 blended ethanol fuel shall receive a grant equal to 10 cents
15 per gallon of annual production capacity, not to exceed
16 \$10,000,000 for each facility.

17 (Source: P.A. 93-15, eff. 6-11-03.)

18 (20 ILCS 689/15.1 new)

19 Sec. 15.1. Renewable Fuels Majority Blended Ethanol
20 Infrastructure Program. The Department shall establish and
21 administer the Renewable Fuels Majority Blended Ethanol
22 Program to encourage the construction, installation, and
23 marketing of majority blended ethanol, as defined in Section
24 3-44 of the Use Tax Act. The Renewable Fuels Majority Blended
25 Ethanol Program shall provide financial assistance for units of

1 local government and petroleum distribution centers to install
2 the necessary infrastructure for the use of majority blended
3 ethanol.

4 The Department shall establish the program for the purpose
5 of providing grants to units of local government and motor fuel
6 delivering suppliers, as defined in Section 5-5 of the Gas Use
7 Tax Law, that operate or will be operating majority blended
8 ethanol fueling distribution infrastructure. A unit of local
9 government applying for a grant under this program shall
10 receive a matching grant equaling 50% of the total cost of
11 installation of a majority blended ethanol distribution pump,
12 but not to exceed \$40,000. Delivering suppliers shall be
13 eligible to receive a matching grant equal to 50% the cost of
14 installation per pump location, but not to exceed a total of
15 \$250,000 in grants annually for each delivering supplier for
16 locations in the supplier's ownership and control. The
17 Department shall adopt necessary rules and forms for the
18 implementation of this Section.

19 (20 ILCS 689/15.2 new)

20 Sec. 15.2. Renewable Fuels Competitive Commercialization
21 Program. The Department shall develop and administer the
22 Renewable Fuels Competitive Commercialization Program to
23 coordinate renewable fuel research and distribution of grant
24 funds to bring the State to the forefront of renewable fuel
25 development. The Renewable Fuels Competitive Commercialization

1 Grant Oversight Committee is established to review the grants
2 and make recommendations to the Director for awarding grants.
3 The oversight committee shall be comprised of 9 members. The
4 members shall be appointed as follows: the Director, or his or
5 her designee; the Speaker of the House of Representatives; the
6 President of the Senate; the Minority Leader of the House of
7 Representatives; the Minority Leader of the Senate; and one
8 member representing each of the following, to be appointed by
9 the Director:

10 (1) a general statewide agricultural association;

11 (2) an association representing producers of corn;

12 (3) an association representing producers of soybeans; and

13 (4) renewable fuels production facilities.

14 The Department shall solicit proposals for grants that
15 provide funds for projects, including but limited not to,
16 adding value to bio-fuel co-products (such as Distillers Dried
17 Grain with solubles (DDGs)), increasing vehicle mileage, and
18 reducing the water usage in manufacturing bio-fuel to increase
19 the competitiveness of renewable fuels produced in the State.
20 Preference shall be given to projects in partnership with
21 industry or for project pilot scale demonstrations that advance
22 the State's leadership in the development of a bio-based
23 economy.

24 (20 ILCS 689/15.3 new)

25 Sec. 15.3. Renewable Fuels Rail Infrastructure Assistance

1 Program. The Department shall establish and administer the
2 Renewable Fuels Rail Infrastructure Assistance Program to
3 assist in the construction and installation of (i) railroad
4 side track and turnouts to provide rail service to renewable
5 fuels facilities, (ii) side track and turnouts for railroad
6 storage and collection areas for renewable fuels and renewable
7 fuel inputs, and (iii) side track, turnouts, and other
8 necessary infrastructure for renewable fuel and renewable fuel
9 co-products container shipping. Only one grant for the purpose
10 stated under item (iii) of this Section shall be awarded each
11 year. Grant applications shall be submitted on forms prescribed
12 by the Department.

13 (20 ILCS 689/20)

14 Sec. 20. Grants. Subject to appropriation, the Director is
15 authorized to award Renewable Fuels Development Program Fund
16 grants to eligible applicants. The annual aggregate amount of
17 grants awarded under this Section is subject to the following
18 limits:

19 (1) grants awarded under the Illinois Renewable Fuels
20 Development Program ~~awarded~~ shall not exceed \$30,000,000
21 annually in fiscal years 2008, 2009, and 2010 and
22 \$15,000,000 thereafter; no more than \$5,000,000 annually
23 of these grant funds may be used for a bio-diesel plant;
24 ~~\$20,000,000.~~

25 (2) grants awarded under the Renewable Fuels Majority

1 Blended Ethanol Infrastructure Program shall not exceed
2 \$3,500,000 annually for fiscal years 2008 through 2014;

3 (3) grants awarded under the Renewable Fuels
4 Competitive Commercialization Program shall not exceed
5 \$1,000,000 annually in fiscal years 2008, 2009, 2010, and
6 2011; and

7 (4) grants awarded under the Renewable Fuels Rail
8 Infrastructure Assistance Program shall not exceed
9 \$5,000,000 annually for fiscal years 2008 through 2012.

10 (Source: P.A. 93-15, eff. 6-11-03; 93-618, eff. 12-11-03;
11 94-839, eff. 6-6-06.)

12 Section 10. The State Finance Act is amended by adding
13 Section 5.675 and 6z-70 as follows:

14 (30 ILCS 105/5.675 new)

15 Sec. 5.675. The Renewable Fuels Development Program Fund.

16 (30 ILCS 105/6z-70 new)

17 Sec. 6z-70. Renewable Fuels Development Program Fund. The
18 Renewable Fuels Development Program Fund is created as a
19 special fund in the State treasury. Moneys in the Fund may be
20 used by the Department of Commerce and Economic Opportunity,
21 subject to appropriation, for the Illinois Renewable Fuels
22 Development Program, the Renewable Fuels Majority Blended
23 Ethanol Infrastructure Program, the Renewable Fuels

1 Competitive Commercialization Program, the Renewable Fuels
2 Rail Infrastructure Assistance Program, and other renewable
3 energy programs as set forth in Section 20 of the Illinois
4 Renewable Fuels Development Program Act.

5 Moneys received for the purposes of this Section,
6 including, without limitation, fund transfers, gifts, grants,
7 and awards from any public or private entity, must be deposited
8 into the Fund. Any interest earned on moneys in the Fund must
9 be deposited into the Fund.

10 The State Comptroller and State Treasurer shall
11 automatically transfer on the last day of each month, beginning
12 on July 30, 2007, from the General Revenue Fund to the
13 Renewable Fuels Development Program Fund, an amount equal to
14 one twelfth of the amount set forth below in each of the
15 specified fiscal years:

<u>Fiscal Year</u>	<u>Amount</u>
<u>2008 through 2010</u>	<u>\$39,500,000</u>
<u>2011</u>	<u>\$24,500,000</u>
<u>2012</u>	<u>\$23,500,000</u>
<u>2013 and 2014</u>	<u>\$18,500,000</u>
<u>2015</u>	<u>\$15,000,000</u>

22 There shall be deposited into the Renewable Fuels
23 Development Program Fund such bond proceeds and other moneys as
24 may, from time to time, be provided by law.

25 Section 99. Effective date. This Act takes effect on July

1 1, 2007."